

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF NEBRASKA**

UNITED STATES OF AMERICA,)	CASE NO. 8:02CR21
)	
Plaintiff,)	
)	
vs.)	MEMORANDUM AND ORDER
)	
SAMSON ALDACO,)	
)	
Defendant.)	

This matter is before the Court on the following motions filed by the Defendant, Samson Aldaco: for copies (Filing No. 378); for leave to proceed in forma pauperis (Filing No. 379); and for a hearing regarding the motion for copies (Filing No. 381).

Copies (Filing No. 378)

The Defendant seeks copies of numerous court records to aid him in preparing a motion to vacate, etc., pursuant to 28 U.S.C. § 2255. As stated in the Court's previous order (Filing No. 377) regarding a similar motion, the request is premature. In other words, the Court may not provide the Defendant with materials that he wishes to use in preparing his § 2255 motion. *United States v. Losing*, 601 F.2d 351, 351 (8th Cir. 1979).

In forma Pauperis

Any request for in forma pauperis status before the filing of a § 2255 motion is premature and will be denied. 28 U.S.C. § 2250.

Hearing

The motion for a hearing on the motion for copies is denied.

IT IS ORDERED that the following motions filed by the Defendant, Samson Aldaco, are denied: for copies (Filing No. 378); for leave to proceed in forma pauperis (Filing No. 379); and for a hearing regarding the motion for copies (Filing No. 381).

DATED this 14th day of September, 2007.

BY THE COURT:

S/Laurie Smith Camp
United States District Judge